

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*
State Engineer

Plaintiff,

vs.

ROMAN ARAGON, *et al.*,

Defendants.

69cv07941-MV/LFG

RIO CHAMA STREAM SYSTEM
Section 7: Village of Chama

Subfile No. CHCV-005-0005

**ORDER AMENDING CONSENT ORDER DESCRIBING
THE WATER RIGHTS OF THE JICARILLA APACHE NATION
IN SUBFILE CHCV-005-0005**

THIS MATTER is before the Court on the joint motion of the plaintiff State of New Mexico, *ex rel.* State Engineer and the Jicarilla Apache Nation filed May 6, 2013 (Doc. No. 10910) to amend the Consent Order entered on April 21, 2006 (Doc. No. 8237) in Subfile CHCV-005-0005 describing the water rights of Jicarilla Apache Nation.

No responses opposing the motion have been filed. Having reviewed the Motion and being fully advised in the premises, the Court will grant the motion.

IT IS ORDERED, THEREFORE, that Subparts (C) and (D) of the Consent Order entered on April 21, 2006 (Doc. No. 8237) in Subfile CHCV-005-0005 are amended as follows:

C. NO RIGHT (Groundwater Only):

Office of the State Engineer File No. **NONE**

Priority: **NONE**

Source of Water: Underground waters of the Rio Chama Stream System and Rio Grande Underground Water Basin.

Purpose of Use: NO RIGHT

Point of Diversion:

Well: VAUGHN WELL NO. 1

Location: X = 1,554,039 feet Y = 2,143,216 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Acreage

Within the Tierra Amarilla Grant	<u>133.45 acres</u>
Total	133.45 acres

As shown on the attached revised Hydrographic Survey Map for Subfile No. CHCV-005-0005.

Amount of Water: NONE

D. IRRIGATED LANDS (Groundwater Only):

Office of the State Engineer File No. NONE

Priority: August 14, 1963

Source of Water: Underground waters of the Rio Chama Stream System and Rio Grande Underground Water Basin.

Purpose of Use: IRRIGATION

Point of Diversion:

Well: VAUGHN WELL NO. 1

Location: X = 1,554,039 feet Y = 2,143,216 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

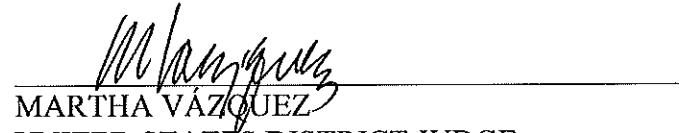
Location and Amount of Acreage

Within the Tierra Amarilla Grant	<u>88.15 acres</u>
Total	88.15 acres

As shown on the attached revised Hydrographic Survey Map for Subfile No. CHCV-005-0005.

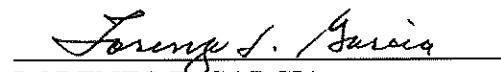
Amount of Water: Reserved for future determination by court order entered November 19, 2002.

IT IS ALSO ORDERED that the Consent Order entered on April 21, 2006 (Doc. No. 8237) in Subfile CHCV-005-0005 is amended to include the revised subfile map attached hereto dated June 4, 2012 showing all of the lands described in Subfile CHCV-005-0005.



MARTHA VÁZQUEZ
UNITED STATES DISTRICT JUDGE

Approved:



LORENZO F. GARCIA
UNITED STATES MAGISTRATE JUDGE

